

REMARKS

This Application has been carefully reviewed in light of the Official Action dated May 21, 2003. In order to advance prosecution of the present Application, Claims 1-5, 9, 10, and 12-14 have been amended. Applicant respectfully requests reconsideration and favorable action for this Application.

Claims 1-14 stand rejected under 35 U.S.C. §103(a) as being unpatentable over Apte, et al. in view of McQuistan, et al. and further in view of Chang. Independent Claims 1 and 12 recite in general the generation on the client system a class with a type code and a communication protocol without generating a stub or a skeleton associated with Common Object Request Broker Architecture (CORBA) compliant object request brokers. By contrast, the Examiner readily admits that the Apte, et al. patent fails to disclose this capability. The Examiner uses the McQuistan, et al. patent to support the disclosure of this capability. However, the McQuistan, et al. patent clearly requires the use of a stub on its client system. See stubs 408 and 412 in FIG. 4 and stub invocation in FIG. 5 of the McQuistan, et al. patent. Thus, the Examiner's proposed combination does not generate on the client system a class with a type code and a communication protocol without generating a stub or a skeleton as provided by Independent Claims 1 and 12. Therefore, Applicant respectfully submits that Claims 1-14 are patentably distinct from the proposed Apte, et al. - McQuistan, et al. - Chang combination.

Applicant has now made an earnest attempt to place the Application in condition for allowance. For the foregoing reasons and for other reasons clearly apparent, Applicant respectfully requests reconsideration and full allowance of Claims 1-14.

The Commissioner is hereby authorized to charge any amount required or credit any overpayment to Deposit Account No. 02-0384 of BAKER BOTTS L.L.P.

Respectfully submitted,
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